

## SCHEDULES

### SCHEDULE 9

#### MINOR AND CONSEQUENTIAL AMENDMENTS

##### *The Mental Health (Scotland) Act 1984*

- 28 (1) In subsection (2)(e) of section 3 (functions and duties of the Mental Welfare Commission) of the Mental Health (Scotland) Act 1984 after the words “Health Board”—
- (a) where they first occur, there shall be inserted the words “, a National Health Service trust established under section 12A of the National Health Service (Scotland) Act 1978”; and
  - (b) where they second occur, there shall be inserted the words “, the National Health Service trust”.
- (2) In subsection (2)(a) of section 12 (registration of private hospitals) of that Act, after the words “Secretary of State” there shall be inserted the words “or managed by a National Health Service trust established under section 12A of the National Health Service (Scotland) Act 1978.”
- (3) In section 20(1)(c) (medical recommendations: hospital) of that Act—
- (a) for the words “or 58 of” there shall be substituted the words “of, or paragraph 14 of Schedule 7A to,”; and
  - (b) for the word “relates” there shall be substituted the word “relate”.
- (4) In subsection (1) of section 125 (interpretation) of that Act—
- (a) in the definition of “hospital”, after paragraph (a) there shall be inserted—
    - “(aa) any hospital managed by a National Health Service trust established under section 12A of the said Act of 1978;”;
  - (b) in the definition of “managers of a hospital”, after paragraph (a) there shall be inserted—
    - “(aa) in relation to a hospital managed by a National Health Service trust established under section 12A (National Health Service trusts) of the said Act of 1978, the directors of the trust;”.